

**DELEGATION OF AUTHORITY
SAFE DRINKING WATER ACT (SDWA)**

National Drinking Water Regulations

1. **AUTHORITY.** Pursuant to Section 1412 of the Safe Drinking Water Act, as amended, authority to:
 - a. [this authority is not delegated to the region]
 - b. [this authority is not delegated to the region]
 - c. [this authority is not delegated to the region]
 - d. [this authority is not delegated to the region]
 - e. [this authority is not delegated to the region]
 - f. [this authority is not delegated to the region]
 - g. [this authority is not delegated to the region]
 - h. In situations where EPA has primary enforcement authority, allow individual water systems up to an additional 2 years to comply with a maximum contaminant level or treatment technique, in accordance with Section 1412(b)(10).
 - i. Concur with a State determination to establish treatment requirements as a limited alternative to filtration for water systems having uninhabited, undeveloped watersheds in consolidated ownership, and having control over access to, and activities in, those watersheds, in accordance with Section 1412(b)(7)(C)(v).
 - j. Approve State multimedia mitigation programs for Radon, in accordance with Section 1412(b)(13)(G)(iii).
 - k. Review State multimedia mitigation programs periodically, but not less often than, every five years to determine if they still meet the requirements of SDWA, in accordance with Section 1412(b)(13)(G)(iv).
2. **TO WHOM REDELEGATED.**
 - a. The authority in 1.i. is not redelegated by the Regional Administrator.
 - b. The authorities in 1.h., 1.j., and 1.k. are redelegated to the Director, Water Division, or equivalent.
3. **LIMITATIONS.**
 - a. The regional administrator must obtain concurrence from the AA for OW and the AA for OECA under 1.i.
 - b. The regional administrator or division director must receive concurrence from the AA for OW and the AA for OAR for the first State program in each Region under 1.j.
 - c. The authority under 1.h. cannot be exercised to provide an additional 2-year extension if a 2-year extension under Section 1412(b)(10) has been provided in the final rule.
 - d. Prior to exercising the authority in 1.j., the regional administrator or division director must obtain concurrence on the approval from the Director, Office of Air and Radiation, or equivalent.

4. REDELEGATION AUTHORITY.

- a. These authorities may not be redelegated.
- b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.

5. SUPERSESSION. This delegation supersedes R10 9-70 (10/28/2004) and any other delegation of the same authority.

6. ADDITIONAL REFERENCES.

- a. 40 CFR 141.61, 40 CFR 141.62, 40 CFR 141.63, 40 CFR 141.73, and 40 CFR 141.80.
- b. 62 FR 52193-52219.
- c. EPA Delegation 9-70.

May 16, 2019
Date



Chris Hladick
Regional Administrator